

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 7521**

**BILL NUMBER:** SB 546

**NOTE PREPARED:** Feb 19, 2009

**BILL AMENDED:** Feb 16, 2009

**SUBJECT:** Natural resources matters.

**FIRST AUTHOR:** Sen. Mishler

**FIRST SPONSOR:** Rep. Bischoff

**BILL STATUS:** As Passed Senate

**FUNDS AFFECTED:** X GENERAL  
X DEDICATED  
FEDERAL

**IMPACT:** State

**Summary of Legislation:** (Amended) *Navigation Rules*. This bill establishes navigation rules for sailboats and nonmotorized boats.

*Definition of Intoxicated.* The bill removes the element of endangering others from the definition of "intoxicated" in the boating law. It amends the evidence requirements for blood alcohol content.

*Governors' Portraits.* The bill transfers the responsibility for the Governors' portraits collection and Governors' Portraits Fund from the Historical Bureau to the Division of State Museums and Historic Sites. It repeals and relocates governors' portraits laws.

*Migratory Bird.* The bill removes the authority of a person with a federal permit to take or possess a migratory bird or the nest, eggs, or increase of a migratory bird during the closed season.

*Habitat Restoration Stamp.* The bill adds mourning doves to the list of game birds that require a habitat restoration stamp to hunt.

*Hunting and Trapping.* The bill establishes nonresident youth hunting and trapping licenses.

*Nurseries.* The bill provides that fumigation with methyl bromide of nursery seedling beds is an official pest control treatment.

*Voluntary Resident Senior License to Fish.* This bill establishes a voluntary resident senior license to fish.

*Nongame Fund.* It allows certain transfers for money dedicated for fish and game purposes to be transferred to the Nongame Fund.

**Effective Date:** July 1, 2009.

**Explanation of State Expenditures:** *Navigation Rules.* This bill establishes navigation rules for sailboats and nonmotorized boats. This provision should have no fiscal impact.

*Definition of Intoxicated.* The bill removes the element of endangering others from the definition of "intoxicated" in the boating law. It amends the evidence requirements for blood alcohol content. This provision could assist the DNR in the prosecution of people arrested for being intoxicated. These changes would also make the boating law consistent with the definition of intoxicated when it pertains to motor vehicles.

*Governors' Portraits.* The bill transfers the responsibility for the Governors' portraits collection and Governors' Portraits Fund from the Historical Bureau to the Division of State Museums and Historic Sites. It repeals and relocates governors' portraits laws. These provisions will have no new impact because the bill simply transfers responsibilities from one agency to another.

*Habitat Restoration Stamp.* The bill adds mourning doves to the list of game birds that require a habitat restoration stamp to hunt. The provision will have no fiscal impact.

*Hunting and Trapping.* The bill establishes nonresident youth hunting and trapping licenses. The provision will require adding a category to the automated license sales system. The DNR has in-house staff who will be able to accomplish this task.

*Nurseries.* The bill provides that fumigation with methyl bromide of nursery seedling beds is an official pest control treatment. This provision will allow DNR to continue to use this product. The U.S. E.P.A. requires that products in use be identified as official pest control treatments. The DNR currently treats its nurseries with methyl bromide. If the product were not declared an official pest control treatment, the DNR would have to find another means or product with which to control pests. Using another product could result in increased administrative costs.

**Explanation of State Revenues:** *Summary*—The provisions of the bill will likely result in a decrease in revenue of possibly \$35,000 to \$54,000 which would have been deposited in dedicated funds used to finance DNR operations.

*Migratory Bird.* The bill removes the authority of a person with a federal permit to take or possess a migratory bird or the nest, eggs, or increase of a migratory bird during the closed season. Persons, under the proposal, will be required to obtain a state permit. There is no fee for a state permit. In FY 2008, 175 permits were issued.

*Habitat Restoration Stamp.* The bill adds mourning doves to the list of game birds that require a habitat restoration stamp to hunt. There are an estimated 15,000 dove hunters. However, not all of these hunters will be required to purchase a stamp due to the provisions of the bill because many of them already purchase a stamp in order to hunt turkey, pheasant, and/or quail during other seasons. A hunter must pay \$6.75 to obtain a stamp. If 1/4 of dove hunters purchased a stamp, revenue would increase by \$25,000.

*Hunting and Trapping.* The bill establishes nonresident youth hunting and trapping licenses. Currently, nonresident youth must purchase a license for an adult. The impact will depend on the difference between the cost of an adult license and the reduced nonresident youth license. In 2008, the DNR sold 627 hunting and trapping licenses to nonresident youth. The cost for an adult license for a deer was \$150. Under the proposal, the fee would be \$24, or a difference of \$126. If all the nonresident youth were hunting deer, the impact would be a loss of \$79,000. A nonresident turkey license was \$120. Under the proposal, the license would cost \$25, for a difference of \$95. If all the nonresident youth hunters were hunting turkey, the impact would be a loss of almost \$60,000. Total impact would range from \$60,000 to \$79,000. License fees are deposited in the Fish & Wildlife Fund which is used to finance the operations of the DNR divisions of Fish & Wildlife and Enforcement.

*(Revised) Voluntary Resident Senior License to Fish.* This bill establishes a voluntary resident senior license to fish. The cost of the license is \$3. For each voluntary license that the DNR sells, the DNR will be able to be receive \$11.13 from federal funding. The amount of revenue that will be generated by this provision is indeterminable.

*(Revised) Nongame Fund.* The bill allows certain transfers for money dedicated for fish and game purposes to be transferred to the Nongame Fund. The impact of this provision is indeterminable.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** DNR.

**Local Agencies Affected:**

**Information Sources:** DNR.

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